

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, March 20, 2014

10:00 AM

Board Room

Board of Commissioners

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Approval of Previous Board Meeting Minutes

A motion was made by Debra Shore, seconded by Mariyana T. Spyropoulos, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee of the Whole

A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 12:55 p.m. President Kathleen Therese Meany reconvened the regular board meeting to order

Finance Committee

Report

- 1 [14-0209](#) Report on Cash Disbursements for the Month of February 2014, in the amount of \$25,290,744.17

Attachments: [February 2014 Cash Disbursements Summary](#)

Published and Filed

- 2 [14-0159](#) Report on the Government Finance Officer's Association Distinguished Budget Presentation Award to the District for the 2013 Budget and Certificates of Achievement for Excellence in Financial Reporting to the District, the MWRD Retirement Fund, and to the MWRD Retiree Health Care Trust for the Fiscal Year 2012

A motion was made by Mariyana T. Spyropoulos, seconded by Debra Shore, that this Report be Approved. The motion carried by acclamation. Chorus of ayes - No nays

Procurement Committee

Report

- 3 [14-0228](#) Report on advertisement of Request for Proposal 14-RFP-19 Harassment Awareness and Workplace Ethics Training Programs, estimated cost \$125,000.00, Account 101-25000-601170, Requisition 1376392

Published and Filed

- 4 [14-0243](#) Report of bid opening of Tuesday, March 4, 2014

Published and Filed

- 5 [14-0252](#) Report of bid opening of Tuesday, March 11, 2014

Published and Filed

Authorization

- 6 [14-0218](#) Authorization to accept initial annual rental bid for Contract 13-366- 11 Proposal to Lease for 39-years 1.84+/- acres of District real estate located along the east side of the Main Channel, between Munroe Street and South Street, in Joliet, Illinois; Main Channel Parcels 9.03 and 9.04 from Illinois Marine Towing, Inc. in the amount of \$12,000.00

Attachments: [3-20-14 attachment map accept rental bid from IMT.pdf](#)

Approved

- 7 [14-0236](#) Authorization to rescind Contract 13-970- 11, to Smith Maintenance Company, for Janitorial Services at the Lockport Powerhouse and Various Locations in the Stickney Service Area, Group B, in an amount not to exceed \$27,000.00, Account 101-66000-612490, Requisition 1362028

Approved

Authority to Advertise

- 8 [14-0207](#) Authority to advertise Contract 14-677-11 Overhead Door Repair, estimated cost \$293,000.00, Accounts 101-67000/68000/69000-612680/623130, Requisitions 1358549, 1357357, 1357901

Approved

- 9 [14-0208](#) Authority to advertise Contract 14-917-21 Furnish and Deliver HVAC Equipment for Digesters at the Stickney Water Reclamation Plant, estimated cost \$75,000.00, Account 201-50000-645650, Requisition 1374234

Approved

- 10 [14-0210](#) Authority to advertise Contract 14-921-21 Rewinding of Pump Motor Number 1 at the Racine Avenue Pumping Station, estimated cost \$225,000.00, Account 201-50000-645700, Requisition 1375767

Approved

- 11 [14-0211](#) Authority to advertise Contract 14-705-21 Furnish and Deliver a Primary Sludge Pump with VFD to the Egan Water Reclamation Plant, estimated cost \$65,000.00, Account 201-50000-645650, Requisition 1372508.
Approved
- 12 [14-0212](#) Authority to advertise Contract 14-425-11 Furnish and Deliver Offset and Miscellaneous Specialty Paper to Various District Locations for a Thirty-Six (36) Month Period, estimated cost \$350,000.00, Account 101-15000-623520, Requisition 1376107
Approved
- 13 [14-0217](#) Authority to advertise Contract 14-362-11 for public tender of bids for a 39-year lease on 9.865 acres of District real estate located at 5600 West 41st Street in Forest View, Illinois; Main Channel Parcels 39.01 & 39.04. The minimum initial rental bid shall be established at \$170,000.00.

Attachments: [3-20-14 bd ltr attachment-Tough Cut-map of 5600 w 41st St., Forest View.pdf](#)
Approved
- 14 [14-0242](#) Authority to advertise Contract 14-004-11 Furnish and Deliver Structural and Stainless Steel to Various Locations for a One (1) Year Period, estimated cost \$124,000.00, Account 101-20000-623030
Approved
- 15 [14-0249](#) Authority to advertise Contract 14-017-11 Furnish and Deliver Electrical Supplies and Wire to Various Locations for a One (1) Year Period, estimated cost \$127,000.00, Account 101-20000-623070
Approved

Issue Purchase Order

- 16 [14-0221](#) Issue purchase order and enter into an agreement with West Publishing Corporation for on-line legal research and subscriptions to various legal publications for a three-year period, in an amount not to exceed \$247,884.00, Account 101-30000-612490,623720, Requisition 1376341
Approved
- 17 [14-0225](#) Issue purchase order and enter into an agreement with Greeley and Hansen, for professional engineering services for Contract 04-128-3P Westside Primary Settling Tanks 1-9 and Aerated Grit Facility, Stickney Water Reclamation Plant, in the amount not to exceed \$8,355,118.00, Accounts 401-50000-601420 and 601440, Requisition 1375903

A motion was made by Frank Avila, seconded by Patrick D. Thompson, that this Agenda Item be Approved. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Abstain: 1 - Michael A. Alvarez

- 18 [14-0227](#) Issue a purchase order and enter into an agreement with the law firm of Schiff Hardin LLP to represent and counsel the District in connection with Renewable Energy Projects in an amount not to exceed \$150,000.00, Account 201-50000-601170, Requisition No. 1376342

Mariyana T. Spyropoulos lifted her earlier deferral

Approved

- 19 [14-0231](#) Issue purchase order to Wright Automotive, Inc., to Furnish and Deliver three Dodge Caravan Minivans under the State of Illinois Joint Purchasing Contract No. 4017587, in an amount not to exceed \$58,875.00, Account 201-50000-634860, Requisition 1376360

Approved

- 20 [14-0233](#) Issue purchase order to Morrow Brothers Ford, Inc., to Furnish and Deliver four Ford Police Interceptor Sports Utility Vehicles under the State of Illinois Joint Purchasing Contract No. 4017160, in an amount not to exceed \$108,420.00, Account 201-50000-634860, Requisition 1376359

Approved

- 21 [14-0234](#) Issue purchase order to Wright Automotive, Inc., to Furnish and Deliver two Ford Fusion Hybrid Sedans and eight Ford Explorer Sport Utility Vehicles under the State of Illinois Joint Purchasing Contract No. 4017336, in an amount not to exceed \$246,752.00, Account 201-50000-634860, Requisition 1376357

Approved

- 22 [14-0241](#) Issue purchase orders and enter into an agreement with Central Scale and Supply Company, Inc., to Provide Truck Scale Maintenance Services at the Stickney Water Reclamation Plant, Lawndale Avenue Solids Management Area, and at the Calumet Solids Management Area, in an amount not to exceed \$27,000.00, Accounts 101-66000, 69000-612650, 612680, 623270 Requisitions 1362611 and 1369662

Approved

- 23 [14-0244](#) Issue purchase order for Contract 13-716-21, Furnish and Deliver Utility Vehicles to the Egan and O'Brien Water Reclamation Plants, Items 1 and 2 to Atlas Bobcat, Inc., in an amount not to exceed \$35,163.00 and Item 3 to E-Z-Go, Division of Textron, Inc., in an amount not to exceed \$11,679.65 Account 201-50000-634860, Requisition 1361746

Approved

- 24 [14-0245](#) Issue purchase order for Contract 14-442-11, Furnishing On-Site Maintenance Services for Personal Computers, Laptops, Thin Clients, Flat Panel Monitors, Printers, Scanners and Peripherals, Items 1 and 2, to CTG Inc. of Illinois d/b/a Novanis, in an amount not to exceed \$21,750.00, Account 101-27000-612810, Requisition 1364725

Approved

- 25 [14-0250](#) Issue purchase orders to Walker Process Equipment, to Furnish and Deliver Replacement Parts to Rebuild the Primary and Secondary Tank Drives at the Hanover Park Water Reclamation Plant, in an amount not to exceed \$55,000.00, Account 101-67000-623270

Approved

Award Contract

- 26 [14-0232](#) Authority to award Contract 13-970-11, Janitorial Services at the Lockport Powerhouse and Various Locations in the Stickney Service Area, Group B, to Perfect Cleaning Service Corporation, in an amount not to exceed \$27,000.00, Account 101-66000-612490, Requisition 1362028

Approved

- 27 [14-0251](#) Authority to award Contract 13-963-11, Pavement Repairs in the Stickney Service Area, Group A, to Chicagoland Paving Contractors, Inc. in an amount not to exceed \$96,725.00, and Group B to Pan-Oceanic Engineering Company, Inc. in an amount not to exceed \$401,076.78, Accounts 101-66000, 69000-612420, Requisitions 1349271 and 1360870 (*As Revised*)

Attachments: [08-AA REC](#)

Approved

- 28 [14-0253](#) Authority to award Contract 14-028-11, Furnish and Deliver Miscellaneous Laboratory Supplies to Various Locations for a One (1) Year Period, Group A, to Fisher Scientific Company, LLC, in an amount not to exceed \$52,138.00, and Group B, to Thomas Scientific Inc., in an amount not to exceed \$8,999.00, Account 101-20000-623570

Attachments: [14-028.pdf](#)

Approved

Increase Purchase Order/Change Order

- 29 [14-0220](#) Authority to increase Contract 12-630-11, Furnish and Deliver Ferric Chloride to the Egan Water Reclamation Plant, to Kemira Water Solutions, Inc., in an amount of \$58,121.69 from an amount of \$496,745.93 to an amount not to exceed \$554,867.62, Account 101-67000-623560, Purchase Order 3072046

Attachments: [12-630-11, Increase for March 20, 2014.pdf](#)

Approved

- 30 [14-0222](#) Authority to increase Contract 10-050-3S North Side 8 Rehabilitation, NSA, to Spiniello Companies in an amount of \$86,731.13, from an amount of \$7,464,817.09, to an amount not to exceed \$7,551,548.22, Account 401-50000-645700, Purchase Order 5001375.

Attachments: [CO 10-050-3S.pdf](#)

Approved

- 31 [14-0223](#) Authority to increase Contract 09-176-3P Sludge Thickening Facilities, Stickney Water Reclamation Plant, to McHugh Construction in an amount of \$33,489.95, from an amount of \$165,963,022.27, to an amount not to exceed \$165,996,512.20, Account 401-50000-645650, Purchase Order 5001115

Attachments: [CO 09-176-3P.PDF](#)

Approved

- 32 [14-0224](#) Authority to increase Contract 08-865-3P Aeration Tanks and Elevators Rehabilitation, NWSWRP, KWRP, EWRP, HPWRP, & Bartlett P.S., to IHC Construction Companies, LLC in an amount of \$10,564.49, from an amount of \$14,348,304.06, to an amount not to exceed \$14,358,868.55, Accounts 401-50000-645750 and 645780, Purchase Order 5001225

Attachments: [CO 08-865-3P.PDF](#)

Approved

- 33 [14-0226](#) Authority to decrease Contract 11-890-5C Preliminary Engineering for Flagg Creek Tributary B, Buffalo Creek, and Des Plaines River Flood Control Projects to HDR Engineering, Inc., in an amount of \$488,595.99, from an amount of \$1,023,200.00, to an amount not to exceed \$534,604.01, Account 501-50000-601410, Purchase Order 3069595

Approved

- 34 [14-0229](#) Authority to increase purchase order and amend the agreement with Beveridge & Diamond, P.C. to represent the District in the case of Natural Resources Defense Council, Inc. et al. v. Metropolitan Water Reclamation District of Greater Chicago Case No. 11-CV-2937, in an amount of \$300,000.00, from an amount of \$1,600,000.00, to an amount not to exceed \$1,900,000.00, Account 101-30000-601170, Purchase Order 3069593

Attachments: [3 20 14 PO 3069593 BD .pdf](#)

Approved

- 35 [14-0230](#) Authority to decrease purchase order and amend the agreement with Cavanaugh & Associates, for forensic psychiatric evaluation services in an amount of \$130.00, from an amount of \$24,900.00, to an amount not to exceed \$24,770.00, Account 101-25000-612260, Purchase Order 3075044

Attachments: [PO attachment-Cavanaugh 3-20-14.pdf](#)

Approved

- 36 [14-0239](#) Authority to increase purchase order to the Chicago Defender, to publish invitations to bid for contracts and publish legal notices for original entrance and promotional Civil Service examinations in a newspaper intended to target the African-American market, in an amount of \$5,865.14, from an amount of \$9,500.00, to an amount not to exceed \$15,365.14, Account 101-20000-612360, Purchase Order 8007352

Approved

- 37 [14-0240](#) Authority to increase Contract 10-891-12, Repairs to Trucks and Trailers at the Calumet Water Reclamation Plant, to B&W Truck Repair, Inc., in an amount of \$28,000.00 from an amount of \$113,739.99 to an amount not to exceed \$141,739.99, Account 101-68000-612860, Purchase Order 5001234

Attachments: [10-891-12, increase for March 20, 2014.pdf](#)

Approved

Budget & Employment Committee

Authorization

- 38 [14-0202](#) Authority to transfer 2014 departmental appropriations in the amount of \$6,271,200.00 in the Corporate Fund and Capital Improvements Bond Fund

Attachments: [03.20.14 Board Transfer BF5.pdf](#)

Approved

Engineering Committee

Report

- 39 [14-0214](#) Report on change orders authorized and approved by the Director of Engineering during the month of February 2014

Attachments: [CO February.pdf](#)
 [CO Status.pdf](#)

Published and Filed

Authorization

- 40 [14-0199](#) Authorization to enter into a Mutual Release and Rescission of Sewer Service Agreement By and Between the Village of Sauk Village ("Village") and the Metropolitan Sanitary District of Greater Chicago n/k/a Metropolitan Water Reclamation District of Greater Chicago

Deferred by Mariyana T. Spyropoulos

- 41 [14-0215](#) Authority to approve and execute a temporary easement agreement with the Des Plaines Park District for rehabilitation of the intercepting sewer associated with Contract 06-357-3S, Upper Des Plaines Intercepting Sewer 20B Rehabilitation

Approved

Judiciary Committee**Report**

- 42 [14-0213](#) Report on the Release of Executive Session Transcripts

Published and Filed

Authorization

- 43 [14-0203](#) Authority to settle the Workers' Compensation Claim of Raymond Strama vs. MWRDGC, Case 11 WC 40208, Illinois Workers' Compensation Commission (IWCC), in the sum of \$59,837.08, Account 901-30000-601090

Approved

Labor & Industrial Relations Committee**Report**

- 44 [14-0206](#) Report of Collective Bargaining Activities in 2014

Published and Filed

Maintenance & Operations Committee

Authorization

- 45 [14-0201](#) Authority to assign the interests of Hummel Plastering, Inc., to Chris Hummel in the lease issued to Hummel Plastering, Inc., and John Gorsuch to farm District land located in Fulton County, Illinois

Deferred by Barbara J. McGowan

Real Estate Development Committee

Authorization

- 46 [14-0197](#) Authority to purchase 4.4 acres of real estate commonly known as 17001 State Street in South Holland, Illinois, adjacent to the Thornton Reservoir to serve as a buffer and staging area for operating and maintaining a gate shaft at the Thornton Reservoir and authority for payment to Robert Fox, the Trustee of the South Holland Land Management Trust, the owner of said real estate in an amount not to exceed \$850,000.00 plus closing costs, Account 401-50000-656010, Capital Improvement Bond Fund

Attachments: [Attachment - 17001 State St., 3.20.14.pdf](#)

Approved

- 47 [14-0200](#) Authority to issue a 6-month permit to Areatha Construction Company, Inc. to traverse the District's corporate access road and to use 22,542 sq. ft. of District real estate located underneath the Harlem Avenue bridge, in Forest View, Illinois, as a construction staging area. Consideration shall be \$5,049.00

Attachments: [3-20-14 bd ltr attachment-access road map.pdf](#)

Approved

- 48 [14-0219](#) Authority to issue a 3-month permit extension to Dunnet Bay Construction on an approximately 3.0 acre portion of Main Channel Parcel 39.01 located south of the Main Channel and east of Central Avenue for a construction staging area and access along 41st Street, between Central Avenue and Cicero Avenue, in Forest View, Illinois. Consideration shall be \$13,068.00

Attachments: [3-20-14 attachment map Dunnet Bay.pdf](#)

Approved

Stormwater Management Committee

Authorization

- 49 [14-0216](#) Authority to enter into an Amended Feasibility Cost Sharing Agreement with the United States Army Corps of Engineers and other Sponsors for the Upper Des Plaines River and Tributaries Phase 2 Study and to make payment to the United States Army Corps of Engineers in an amount of \$290,854.47, Account 501-50000-612490 (*As Revised*)

Attachments: [Upper Des Plaines River and Tributaries Phase 2 Study](#)

Approved

Miscellaneous and New Business

Resolution

- 50 [14-0204](#) RESOLUTION sponsored by the Board of Commissioners recognizing Greek Independence Day

Adopted

Additional Agenda Items

- 51 [14-0255](#) Authorization to amend the scope of work and the agreement with World Energy Solutions, Inc., for Contract 10-RFP-20, Energy Procurement and Management Services to Perform Real Time Online Reverse Energy Auctions

Approved

- 52 [14-0256](#) Authorization to enter into an agreement with a successful Proposer(s) for Demand Response or Curtailment Service Providers through an online auction to be conducted by World Energy Solutions, Inc.

Approved

- 53 [14-0258](#) Report on rejection of bids for Contract 14-692-11, Utilization and Transportation of Air Dried Biosolids from LASMA and CALSMA, estimated cost \$5,860,000.00

Attachments: [Attachment.pdf](#)

Published and Filed

- 54 [14-0257](#) Authority to increase Contract 10-185-3E Pump and Blower Medium Voltage Switchgear Replacement at Stickney WRP, to Divane Brothers in an amount of \$35,291.00, from an amount of \$5,985,093.00, to an amount not to exceed \$6,020,384.00, Account 401-50000-645650, Purchase Order 5001300

Attachments: [CO10-185-3E.pdf](#)

Approved

- 55 [14-0259](#) Authorization to amend Board Order of November 21, 2013, for Authority to advertise Contract 14-692-11, Utilization and Transportation of Air Dried Biosolids From LASMA and CALSMA, estimated cost \$5,860,000.00, Account 101-66000-612520, Requisition 1364699, Agenda Item No. 13, File No. 13-1427

Approved

- 56 [14-0260](#) Issue purchase order and enter into an agreement with Cavanaugh & Associates, for forensic psychiatric evaluation services, in an amount not to exceed \$40,000.00, Account 101-25000-612260, Requisition 1376687

Attachments: [3-20-14 Cavanaugh PO attachment.pdf](#)

Mariyana T. Spyropoulos lifted her earlier deferral

Approved

- 57 [14-0261](#) Issue a purchase order and enter into an agreement with Gonzalez, Saggio & Harlan, L.L.C., for legal and auditing services in connection with the District's tuition reimbursement program, in an amount not to exceed \$43,000.00, Account 101-30000-601170, Requisition 1376708

Attachments: [PR 1376708 Gonzalez, Saggio & Harlan LLC.pdf](#)

Approved

- 58 [14-0263](#) RESOLUTION sponsored by the Board of Commissioners expressing its support for Senate Bill 3436

Adopted

Approval of the Consent Agenda with the exception of Items: 2, 17, 40 and 45

A motion was made by Debra Shore, seconded by Michael A. Alvarez, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Meeting Summary

Speakers

Stephen Gauthier, Director of Technical Services, Government Finance Officer's Association, presented the Distinguished Budget Presentation Award to the District for the Budget and the Certificates of Achievement for Excellence in Financial Reporting to the District, the Retirement Fund and the Retiree Health Care Trust (Re: Finance Item #2)

George Blakemore, concerned citizen, addressed the Board on various items (Re: Procurement Item #3, #17 and #18) (Re: Labor and Industrial Relations Item #44)

Charles Dieringer, concerned citizen, addressed the Board on various items (Re: Procurement #10, #16, #20, #24, #29 and #30) (Re: Stormwater Management Item #49)

Summary of Requests

David St. Pierre

1. Cynthia M. Santos requested that possibilities be explored to utilize eLearning and in-house resources for instructions and training of staff (Re: Procurement Item #3)

2. Mariyana T. Spyropoulos and Barbara J. McGowan requested that additional information of bid amounts and list of firms who participated be provided. Frank Avila asked whether an increase in cost would be anticipated within the current scope of work of the project and also mechanism be put in place to draw lessons to apply for future situations so that in-house resources could be utilized (Re: Procurement Item #18)

3. Patrick D. Thompson requested reimbursement potential be explored (Re: Procurement Item #35)

4. Patrick D. Thompson requested legal qualification documents of firms be provided. Frank Avila requested a status report on sponsors, project cost and completion time (Re: Labor & Industrial Relations Item #45)

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for April 3, 2014, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: March 21, 2014.

Date all agenda items are due to the Executive Director: 1:00 p.m., March 26, 2014.

Adjournment

A motion was made by Patrick D. Thompson, seconded by Barbara J. McGowan, that when the Board adjourns, it adjourns to meet again on Thursday, April 03, 2014 at 10:00 a.m., and also move that today's meeting be adjourned. The motion carried by the following roll call vote:

/s/ Jacqueline Torres, Clerk

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this March 20, 2014 are hereby approved.

APPROVED:

/s/ Kathleen Therese Meany

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

March 20, 2014